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In re Application of	:	
LEE, Jin Po	:	DECISION ON
Application No.: 10/019,570	:	
PCT Application No.: PCT/US98/15369	:	PETITION
International Filing Date: 22 July 1998	:	
Priority Date: NONE	:	UNDER 37 CFR 1.137(b)
Attorney Docket No.: 086748-2017	:	
For: MULTIPLE ANALYTE ASSAY	:	

Applicant's "Petition For Revival of an International Application For Patent Designating the U.S. Abandoned Unintentionally Under 37 CFR 1.137(b)," filed in the United States Patent and Trademark Office on 08 November 2001 is **GRANTED**.

BACKGROUND

On 22 July 1998, applicant filed international application number PCT/US98/15369. The deadline for entry into the United States National Stage was twenty months from the priority date, that is 22 February 2000.

On 08 November 2001, applicant filed a transmittal letter for entry into the national stage in the United States, accompanied by, *inter alia*, a petition to revive and the basic national fee.

DISCUSSION

A petition to revive an abandoned application under 37 CFR 1.137(b) must be filed without intentional delay from the time the application became abandoned and/or applicant first became aware of the abandoned status of the application. A petition under 37 CFR 1.137(b) must be accompanied by (1) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition was unintentional, (2) a proposed response, (3) the petition fee required by law (37 CFR 1.17(m)), and (4) a terminal disclaimer and fee (if the international application was filed prior to June 8, 1995).

Applicant's statement that "the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional," satisfies the requirements of 37 CFR 1.137(b)(3). Applicant has paid both the petition fee and the basic national fee. A terminal disclaimer is not required as application was filed on after 08 June 1995. Accordingly, all requirements under 37 CFR 1.137(b) have been satisfied.

The fee for furnishing the oath or declaration later than twenty months from the priority date will be charged to deposit account no. 50-0872, as authorized by the transmittal letter.

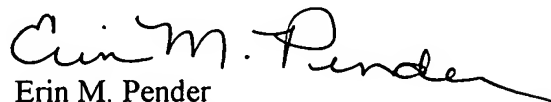
CONCLUSION

The petition to revive the application abandoned under 37 CFR 1.137(b) is GRANTED as to the National Stage in the United States of America.

The application has an international filing date of 22 July 1998 under 35 U.S.C. §363 and a date of 08 November 2001 under 35 U.S.C. §371. This application is being forwarded to the National Stage Processing Division of the Office of the PCT Operations for continued processing.



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